

**RESOLUTION NO. 041202-19**

**WHEREAS**, the Council finds that acquisition of the property interest described in the attachment is necessary for a public use; and

**WHEREAS**, the City has been unable to agree with the owner on the fair market value of the property interest to be acquired; **NOW, THEREFORE**,

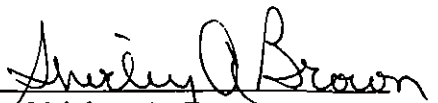
**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

The City Attorney is authorized to file a suit in eminent domain and take other action deemed appropriate to economically effect the needed acquisition of the property interest.

The owner of the property interest to be acquired is Mohammad Arami and the property is located at 0 FM Road 969, Austin, Travis County, Texas.

**ADOPTED:** December 2, 2004

**ATTEST:**

  
Shirley A. Brown  
City Clerk

DESCRIPTION OF 6600 SQUARE FEET (0.1515 ACRE) OF LAND LOCATED IN THE JAMES BURLESON SURVEY NO. 19, ABSTRACT NO. 4 IN TRAVIS COUNTY, TEXAS, BEING A PORTION OF THAT CALLED 4.673 ACRE TRACT OF LAND DESCRIBED IN THE DEED TO MOHAMMAD ARAMI, DATED OCTOBER 15, 1998 AND RECORDED IN VOLUME 13291, PAGE 1832, REAL PROPERTY RECORDS TRAVIS COUNTY, TEXAS; SAID 6600 SQUARE FEET OF LAND, AS SHOWN ON A WASTEWATER EASEMENT SKETCH PREPARED BY SAM, INC. FOR THIS PARCEL, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** at a ½-inch iron rod found on the existing southerly right-of-way line of F.M. Road 969 at its intersection with the westerly right-of-way line of Nixon Lane (width varies), said point being the northeasterly corner of said 4.673 acre tract and the northeast corner of the tract described herein, having Texas State Plane Coordinate System (Central Zone, NAD 83(93)) grid coordinates of N=10075754.73, E=3144863.02, U.S. Survey Feet, Combined Scale Factor of 1.000047148;

**THENCE** S 24° 53' 10" W, leaving the southerly right-of-way line of F.M. Road 969 with the westerly right-of-way line of said Nixon Lane, being the southeasterly line of said 4.673 acre tract, a distance of 10.04 feet to the calculated southeast corner of the tract described herein;

**THENCE** N 69° 59' 50" W, leaving the westerly right-of-way line of said Nixon Lane, through the interior of said 4.673 acre tract, a distance of 660.51 feet to the northwesterly line of said 4.673 acre tract, being the southeast line of a called 0.327 acre tract as described in the deed to the City of Austin as recorded in Volume 3811, Page 2154, Deed Records Travis County, Texas, and being the calculated southwest corner of the tract described herein;

**THENCE** N 29° 15' 10" E, with the common line of said 4.673 acre tract and said 0.327 acre tract, a distance of 10.13 feet to the calculated common northerly corner of said 4.673 acre tract and said 0.327 acre tract, being on the southerly right-of-way line of said F.M. Road 969;

THENCE S 69° 59' 50" E, with the southerly right-of-way line of said F.M. Road 969, passing at a distance of 450.54 feet a 1/2-inch iron rod found along the northerly line of said 4.673 acre tract, continuing for a total distance of 659.74 feet to the **POINT OF BEGINNING** and containing 6600 square feet (0.1515 acre) of land, more or less.

BEARING BASIS: All bearings are based on the Texas Coordinate System, Central Zone, NAD 83(93). Project reference control points consist of TxDOT bronze disk monument N2277017, having grid coordinates of: N=10077297.46, E=3141245.45, and monument N2277027, having grid coordinates of N=10076358.52, E=3143348.68. Combined scale factor of 1.000047148.

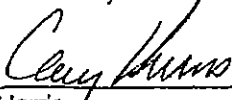
This property description is accompanied by a separate plat, see "Sketch to Accompany Field Note. No. 3081REV", page 3 of 3 attached hereto and made a part hereof.

THE STATE OF TEXAS        §  
                                         §        KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF TRAVIS       §

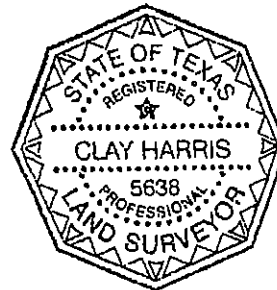
That I, Clay Harris, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas this the 4th day of February 2004 A.D.

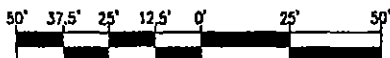
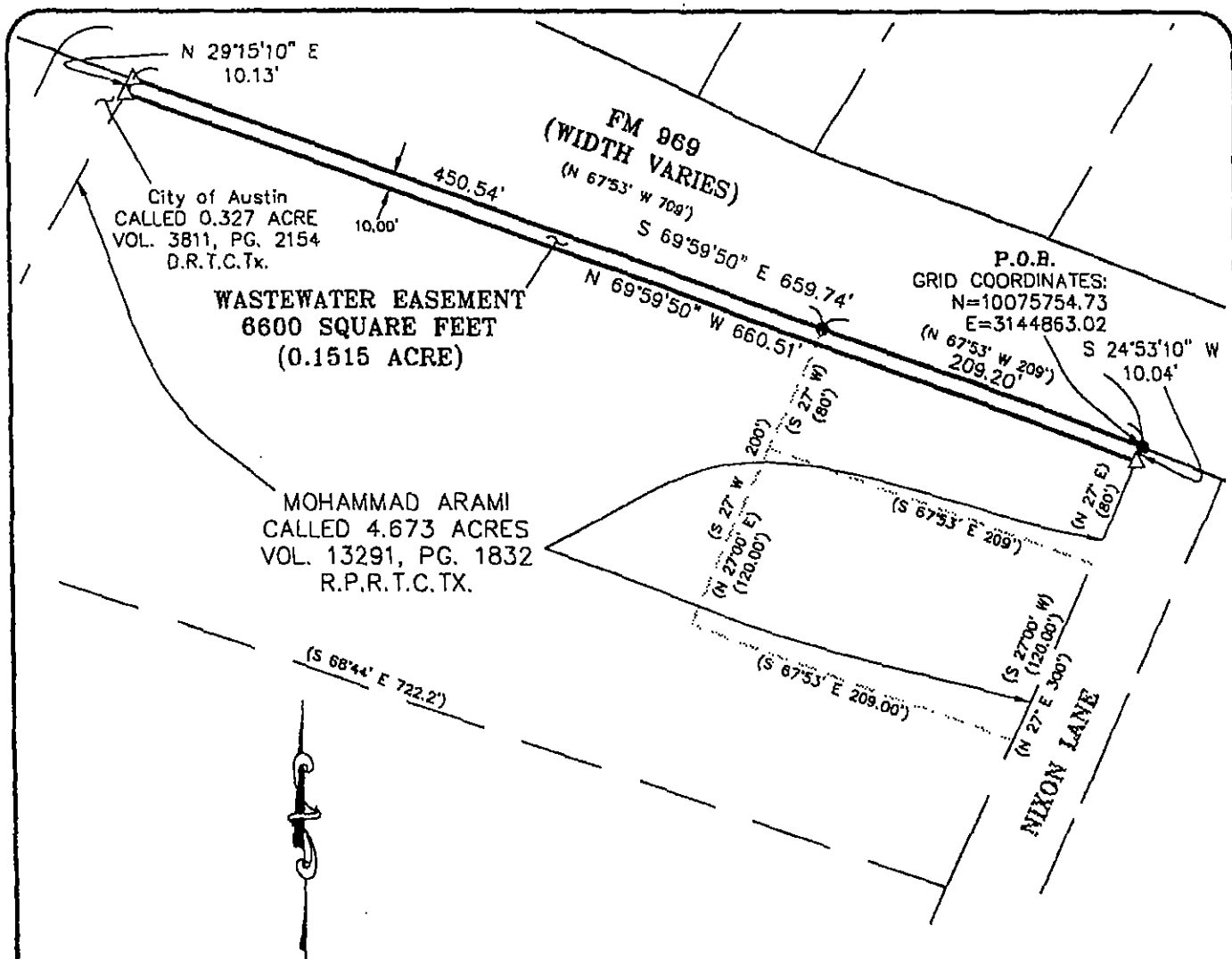
SURVEYING AND MAPPING, Inc.  
5508 West Highway 290, Building B  
Austin, Texas 78735

  
Clay Harris  
Registered Professional Land Surveyor  
No. 5638 - State of Texas

AUSTIN MAP GRID: N/P-23  
TCAD PARCEL: 02-1133-0403



FIELD NOTES REVIEWED  
By: CLIN MOORE Date 2-5-2004  
Engineering Support Section  
Department of Public Works  
and Transportation



GRAPHIC SCALE  
SCALE : 1" = 100'  
FEBRUARY, 2004  
TRAVIS COUNTY, TEXAS

#### LEGEND

● 1/2" IRON ROD FOUND

△ CALCULATED POINT

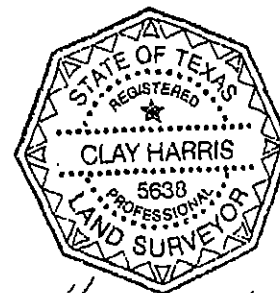
D.R.T.C.TX. DEED RECORDS TRAVIS COUNTY, TEXAS

P.R.T.C.TX. PLAT RECORDS TRAVIS COUNTY, TEXAS

R.P.R.T.C.TX. REAL PROPERTY RECORDS TRAVIS COUNTY, TEXAS

P.O.B. POINT OF BEGINNING

P.O.R. POINT OF REFERENCE



*Clay Harris 2/4/04*

PROJECT:	FM 969
JOB NUMBER:	23337-01
DATE:	FEBRUARY 4, 2004
SURVEYOR:	CLAY HARRIS
PARTY CHIEF:	T.A. FISCHER
FIELDBOOK:	3290
FIELDNOTE:	FN3081REV
TECHNICIAN:	L.J.R.
DRAWING:	FN3081.DWG
SCALE:	1"=100'



5508 WEST HIGHWAY 290  
BUILDING 6  
AUSTIN, TEXAS, 78735  
(512) 447-0575  
FAX: (512) 326-3029  
EMAIL: SAH@SAMINCAUS.COM

SKETCH TO ACCOMPANY  
WASTEWATER EASEMENT  
DESCRIPTION FN3081REV

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